

## **Project Application**



# City Of Sedona Community Development Department

**Development Department** 102 Roadrunner Drive Sedona, AZ 86336 (928) 282-1154 • Fax: (928) 204-7124

The fo	llowing application is for: ☐ Conceptual Review	☐ Final Review	☐ Appeal	☐ Time Extension
	☐ Development Review☐ Conditional Use Permit	☐ Subdivision☐ Zone Change		munity Plan Amendment munity Plan Amendment
PROJEC CONTA	I	P	hone:	App. #:
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E-mail:		F	ax:	Rec'd by:
PROJEC NAME:		P	arcel #:	Fee Pd:
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ID #/Ex	p. Date:			
City Bu License				



CORPORATE OFFICE: 20 STUTZ BEACRCAT DRIVE #6 SEDONA, ARIZONA 86336 (928) 282-7787 Fax: 282-0731

BRANCH OFFICE: 825 COVE PARKWAY COTTONWOOD, ARIZONA 86326 (928) 634-5889 Fax: 634-2222

ADDITIONAL LOCATIONS:
PRESCOTT, ARIZONA
COUNCIL IDAHO

June 2, 2016

City of Sedona Community Development Department 102 Roadrunner Drive Sedona, Arizona 86336

Re: Letter of Intent for the redevelopment of Assessor's Parcel Number 408-11-243A also formerly known as the Sedona Racquet Club located within the gated community of Foothills South. The redevelopment will require a Major Community Plan Amendment from public/semi-public to low density residential use and a Zone Change from OP to RS-18A.

### To Whom It May Concern

Elevations at Foothills South, LLC is proposing to change the zoning of the above identified property from OP to RS-18A and to move toward the creation of an additional 9 residential lots on this 4.43 acre parcel. The new zoning will be the same as the zoning covering the rest of the Foothills South subdivision and the 9 new lots will be subject to the same CC&R's that govern Foothills South.

Converting the zoning of the parcel from Office Professional (OP) to Residential (RS-18a) will require a major amendment to the Sedona Community Plan. Much of the remainder of this letter will cover the community benefits of the change. Other reasons we believe that the zone change is warranted are the existing zoning does not in fact cover the current use and that the office professional zoning is inconsistent with a gated, residential community.

### **HISTORY**

The Sedona Racquet Club was created concurrently with recordation of the Foothills South Subdivision during a period when playing tennis was significantly more popular than it is today. The racquet club enjoyed a period of relatively consistent use and even hosted some minor league WTA professional tennis events. However the racquet club never proved to be financially sustainable and it went through several bankruptcies including a fatal one that occurred during the recent financial crisis. The residents of Foothills South, whether they played tennis or not, witnessed the slow disintegration of the property and became concerned that it could be purchased by outsiders and developed for a purpose that was completely incompatible with their perception of a quiet, gated community. For this reason a number of residents and members of the HOA Board of Directors banded together; formed an LLC; raised the necessary cash; and purchased the property out of Chapter 11. The applicants have met with and consulted with many of the residents of Foothills South and believe that the proposed actions are consistent with the desires of the immediate community.

#### **PROJECT STATISTICS**

These statistics assume the new housing will be comparable to existing homes built within the Foothills South subdivision.

Overall Parcel	192,971 sf		
Roadway	13,490 sf	=	7%
Homes	34,500 sf	=	<u>18%</u>
Total Coverage			25%

#### THE COMMUNITY PLAN

Although the parcel is zoned OP it is identified on Land Use Maps in the Community Plan as public / semi-public. The reasons that the applicant believes that both the existing zoning and the Community Plan Land Use designation are inconsistent uses for this parcel include.

- 1. It is located at the back of a gated, low density, residential community.
- 2. The primary access road to the site from SR89A is a low speed, privately maintained, residential street with single family homes along both sides.
- 3. There is no traffic signal at the intersection of Foothills South Drive and SR89A.
- 4. The community gates restrict physical access to the parcel and are not open to the general public.

This proposal envisions changing the incompatible existing zoning and use designation and converting the property to a low density, single family, residential use that is compatible with the rest of the Foothills South Community. The parcel is not included in a community focus area in the current Community Plan. As stated above, access and zoning restrictions limit specific community benefits to the general community benefits summarized in the Community Plan.

### **Community Benefits**

Key considerations from the Community Plan include:

Preservation and enhancement of natural vegetation, open space and view corridors

The entire site has been heavily impacted by construction of buildings, parking lots, tennis courts, and other facilities. The Foothills South CC&R's encourage natural landscaping within the subdivision.

Repurposing the property for low density residential use will enable a return of much of the area to a naturally landscaped state.

The houses to be built on the proposed lots will generally be lower in elevation than most of those around them thereby not unduly impacting existing view corridors.

The preservation and renewal of older neighborhoods is an important consideration for retaining a mix of housing types as well as community character and history

The original Foothills subdivisions were created in the early 1970's and have since grown and developed along with the rest of Sedona. Over the years Foothills South has developed a reputation for having a very eclectic group of architectural styles. Unique and interesting architectural designs that comply with existing City guidelines have been and will continue to be welcomed.

Underground of overhead utility lines All utilities will be underground.

There is also an anticipated significant reduction in demand for water and sewer services between the existing and proposed uses. The removal of the two existing spas, the industrial kitchen and the reduction in numbers of people utilizing facilities should both reduce the demand for water and reduce the amount of sewage sent to the city's wastewater treatment facility.

Discourage unregulated access to National Forest Lands from residential neighborhoods

A short section of the property boundary is adjacent to the Coconino National Forest. The proposed low density zoning is compliant with the stated goals of the community plan for properties adjacent to the national forest. Maximum setbacks adjacent to the National Forest will be preserved and unregulated access to the Forest from existing parking lots will be eliminated.

Encourage and support social and interest events other than official meetings to bring people together within the community

The desire of the local community to see the property re imagined in a way that is consistent with their existing lifestyle has brought the residents together on many levels.

Provide appropriate land use options to minimize highway travel.

Access to Foothills South is via a single, un-signaled intersection with SR89A. During its most active times the Club hosted approximately 250 visits per day. By converting the properties use to residential there will be a significant reduction in trips both within the residential subdivision and at its only access point to SR89A.

### **CONCLUSION**

In a general sense and among other considerations, the Sedona Community Plan attempts to set a path that melds together the creation of active, livable, and enjoyable residential neighborhoods with community experiences that appeal to both residents and visitors. One of the most difficult aspirations of this effort is allowing residents to develop their own neighborhood sense of place while still adhering to the larger scale goals established in the Community Plan. What the Elevations at Foothills South is attempting to do is allow and enable the residents of an older, relatively close knit residential community to decide what the future character of their neighborhood will be. The defined community benefits listed above are real. The intangible benefits associated with allowing the effected residents a controlling voice in their own neighborhood are also real. We believe that this proposal is compatible with both the intent and the spirit of the Sedona Community Plan and we request your concurrence in allowing its implementation.

Sincerely

Neil Johnson SEC Inc.



CORPORATE OFFICE: 20 STUTZ BEACRCAT DRIVE #6 SEDONA, ARIZONA 86336 (928) 282-7787 Fax: 282-0731

BRANCH OFFICE: 825 COVE PARKWAY COTTONWOOD, ARIZONA 86326 (928) 634-5889 Fax: 634-2222

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June 2, 2016

City of Sedona Community Development Department 102 Roadrunner Drive Sedona, Arizona 86336

#### PUBLIC PARTICIPATION PLAN

The proposed redevelopment of the parcel formerly containing the now defunct racquet club is being driven by and is widely supported by the residents of Foothills South. The owner of record for this parcel is Elevations at Foothills South, LLC (Elevations). The owners of Elevations are homeowners in the Foothills South subdivision and/or they are members of the Foothills South HOA Board of Directors. They intent throughout this process is to maintain a constant open line of communications with their fellow residents. The Public Participation and Out Reach program will be implemented through the open availability of representatives of the developers and through a Public Open House process.

The Foothills South HOA has formed a committee comprised entirely of residents that is working closely with the owners of Elevations to help ensure comprehensive community input. The following individuals are members of the community and have agreed to make themselves available to answer questions and receive comments from residents throughout the process.

Ralph Young 928-204-9764 elevationsfoothills@gmail.com Burt Engley 928-204-2355

Also available to answer questions is a representative of SEC Inc., the Planning and Engineering Firm for the project.

Neil Johnson 928-282-7787 Ext 4211 njohnson@sec-landmgt.com

In addition to the dissemination of information within the Foothills South community, Elevations also plans to hold at least one public open house that will afford all citizens of Sedona an opportunity to review and comment upon the proposed development. The open house will include multiple, brief overview presentations followed by opportunities for questions and comments by the attendees. Drawings and presentation material that explains the proposed project will be available and representative(s) from Elevations, the Foothills South Community and SEC will attend to answer the

questions and to record the comments made by participants. After the completion of the public meeting the questions and comments received will be summarized in a written report that will be provided to City Staff in a timely manner.

The public open house will be announced via a mass mailing at least two weeks prior to the date of the meeting. All property owners of record and previously identified groups, individuals or entities identified by the City of Sedona as having a special interest in the Community Plan and Zone Change will be notified. The announcement contained in the mailing will be similar to the following sample letter.

Dear neighbor

As the current owner of the property formerly known as the Sedona Racquet club, Elevations at Foothills South would like to invite you and your neighbors to a public open house so we can present and explain our plans for the property. The Open House will be held on Week day, July TBD, 2016 between the hours of 3:00p.m. and 6:00p.m. at:

Saint Andrews Episcopal Church 100 Arroyo Pinion Drive Sedona, Arizona

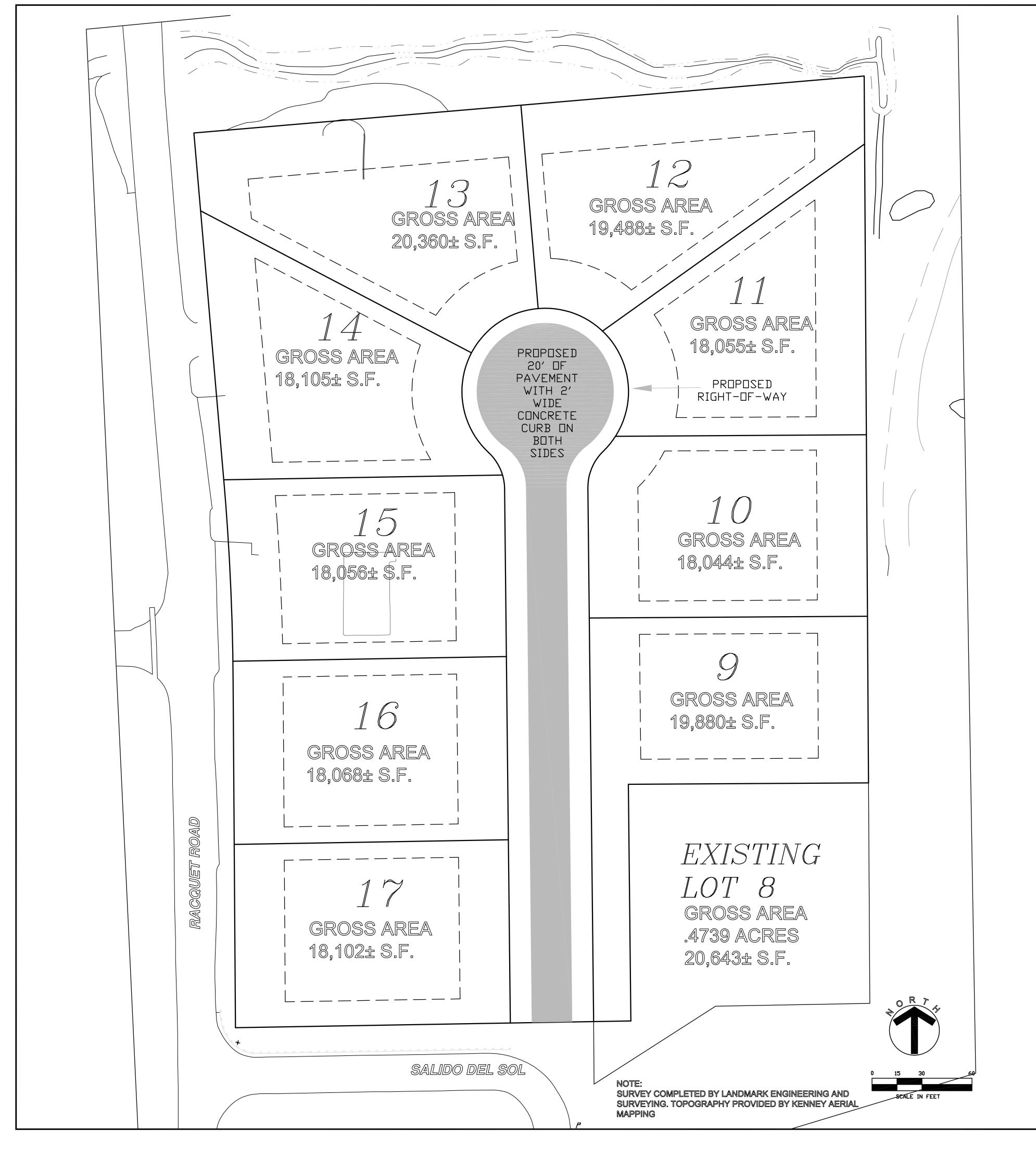
Elevations at Foothills South, LLC is a member owned and managed Limited Liability Company that was formed primarily by residents of the Foothills South Subdivision specifically to purchase the old racquet club property and thereby control its future development. As you may or may not know, the old racquet club had been struggling for many years and was falling into disrepair. It had been through several bankruptcies and the residents became concerned that the property, which is zoned OP (office-professional), could be purchased by outsiders and developed for a purpose that was completely incompatible with a quiet, gated community such as Foothills South. The proposed amendment to the Community Plan and Zone Change being requested reflect the desire of the majority of Foothills South home owners to re-zone the property to the same RS-18A zoning that covers the rest of the subdivision and create nine new residential lots.

The intent of this open house is to allow all Sedona residents an opportunity to review the concept, ask questions and have their comments and concerns heard and documented. If you are unable to attend the open house you can submit written comments to SEC, Inc., 20 Stutz Bearcat #6, Sedona, Arizona 86336.

Attached is a sketch showing the proposed location of the new lots. We look forward to seeing you at the open house.

Sincerely

Neil Johnson SEC Inc.



# CONCEPTUAL PLAT FOOTHILLS SOUTH, TRACT A CITY OF SEDONA

A PORTION of TRACT "A", FOOTHILLS SOUTH (UNIT ONE AMENDED) per PLAT RECORDED in Bk. 19 M.&P., Pgs. 18-19 and of LOT 8, FOOTHILLS SOUTH UNIT 4 per PLAT RECORDED IN Bk. 53 M.&P., Pgs. 9-10, Y.C.R.O., all LOCATED in SE¼ SECTION 15, T.17N., R.5E., G.&S.R.M., YAVAPAI COUNTY, ARIZONA

# EXISTING ZONING

OWNER/DEVELOPER:

928-204-9764

SEC, INC.

220 CALLE DEL NORTE

SEDONA, ARIZONA 86336

20 STUTZ BEARCAT DRIVE #6 SEDONA, ARIZONA 86336

**UTILITIES FURNISHED BY:** 

ELEVATIONS AT FOOTHILLS SOUTH LLC

ENGINEERS/LAND PLANNERS/SURVEYORS:

(928) 282-7787 FAX: (928) 282-0731 REGISTRATION NUMBERS:

ELECTRIC - ARIZONA PUBLIC SERVICE

WATER - ARIZONA WATER COMPANY

WASTE WATER - CITY OF SEDONA

NATURAL GAS — UNISOURCE ENERGY SERVICES

EMERGENCY SERVICES — SEDONA FIRE DISTRICT SOLID WASTE DISPOSAL — WASTE MANAGEMENT

TELEPHONE - CENTURYLINK COMMUNICATIONS

P.E. 49109 R.L.S. 40829

THIS DISTRICT IS INTENDED PRIMARILY FOR THE DEVELOPMENT OF PROFESSIONAL AND ADMINISTRATIVE OFFICES, WITH SETBACK, LANDSCAPING AND ARCHITECTURAL REQUIREMENTS DESIGNED TO MAKE THESE USES RELATIVELY COMPATIBLE WITH RESIDENTIAL

# PROPOSED ZONING

<u>RS-18a</u>

MINIMUM LOT SIZE = 18,000 SQ. FT. MINIMUM LOT WIDTH AND DEPTH = 100 FT. MAXIMUM DWELLING UNITS PER ACRE = 2
MAXIMUM LOT COVERAGE = 25%
MINIMUM FRONT YARD SETBACK = 30 FT. MINIMUM REAR YARD SETBACK = 30 FT. MINIMUM INTERIOR SIDE YARD SETBACK = 10 FT. MINIMUM EXTERIOR SIDE YARD SETBACK = 15 FT.

# LEGEND

PROPOSED PROPERTY LINE

PROPOSED BUILDING ENVELOPE — — — —

NOT FOR CONSTRUCTION. FOR AGENCY REVIEW ONLY FOOTHILLS SOUTH TRACT A
CONCEPTUAL PLAT



SHEET MAP LEGENDS & ABBREVIATIONS

20 STUTZ BEARCAT # 6 SEDONA ARIZONA 86336 04/1/2016 (928) 282-7787 SCALE NO SCALE CHECKED

\16-0303E FOOTHILLS SOUTH\dwg\XBBASE-16-0303E.dwg

1 OF 1

Project No. 16–0303E

#### \*\*\* LEGEND \*\*\*

● - PREVIOUSLY SET ¾" RE-BAR W/ PLASTIC CAP "LS 14184"

O - PREVIOUSLY FOUND W" RE-BAR W/ NO IDENTIFICATION

553 - DOCUMENT RECORDED IN BOOK 3622, O.R. PACE 553, V.C.D.O.

PLAT RECORDED IN BOOK 19, MAPS AND PLATS PAGE 18, Y.C.R.O.

DIMENSION PER DEED OF RECORD (3622 O.R. 553)

- DIMENSION PER PLAT OF "FOOTHILLS SOUTH, UNIT ONE, AMENDED" (19 M.&P. 18)

OR - OFFICIAL RECORDS

Y.C.R.O. - YAVAPAI COUNTY RECORDER'S OFFICE

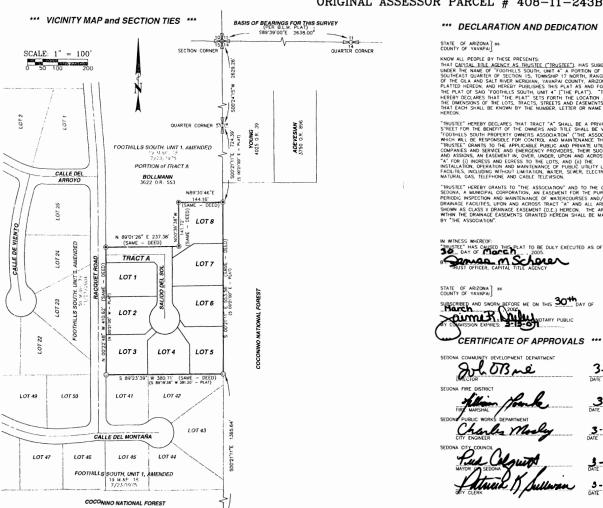
15/14 22/23

- SECTION MONUMENTS - FOUND R.L.M. BRASS CAPPED PIPES

## FINAL PLAT of 53/9 FOOTHILLS SOUTH, UNIT 4

a SUBDIVISION of a PORTION of TRACT A of FOOTHILLS SOUTH, UNIT ONE, AMENDED per PLAT RECORDED in BOOK 19, M.&P., PAGE 18, Y.C.R.O. LOCATED in the SE¼, Sec. 15, T.17N., R.5E., G.&S.R.M.,

YAVAPAI COUNTY, ARIZONA CITY of SEDONA SUB2001-2 & ZC2001-6 ORIGINAL ASSESSOR PARCEL # 408-11-243B



SECTION CORNER

#### \*\*\* DECLARATION AND DEDICATION \*\*\*

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KNOW ALL PEOPLE BY THESE PRESENTS:

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"TRUSTEE" HEREBY DECLARES THAT TRACT "A" SHALL BE A PRIVATE STREET FOR THE BENEFIT OF THE OWNERS AND TITLE SHALL BE VESTED IN "FOOTHILLS SOUTH PROPERTY OWNERS ASSOCIATION" ("THE ASSOCIATION"), WHICH WILL BE RESPONSIBLE FOR CONTROL AND MAINTENANCE THEREOF. "TRUSTEE" GRANTS TO THE APPLICABLE PUBLIC AND PRIVATE UTILITY COMPANIES AND SERVICE AND EMERGENCY PROVIDERS, THEIR SUCCESSORS AND ASSEMENT IN, OVER, UNDER, UPON AND ACROSS TRACT "A" FOR (1) INGRESS AND EGRESS TO THE LOTS, AND (1) THE
INSTALLATION, OPERATION AND MAINTENANCE OF PUBLIC UTILITY LINES AND
FACILITIES, INCLUDING WITHOUT LIMITATION, WATER, SEWER, ELECTRIC,
NATURAL GAS, TELEPHONE AND CABLE TELEVISION.

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DAY OF THORETH ..., 2005.

BORNE M Schore

SUBSCRIBED AND SWORN BEFORE ME ON COMMENT AND SWORN BEFORE ME AND SWORN BEFORE ME ON THIS 30 DAY OF

# LANDMARK SEDONA FIR BRADON STORY OF THE BRADON



ENGINEERING & SURVEYING, INC. www.landmarkes

#### \*\*\* SURVEYOR'S CERTIFICATE \*\*\*

ON THE BASIS OF MY KNOWLEDGE, INFORMATION AND BELIEF, I CERTIFY THAT THIS SURVEY WAS PERFORMED AND THIS PLAT WAS PERPARED UNDER MY SUBFERVISION AND TO NORMAL STANDARD CAME OF PROFESSIONAL LAND SURVEYORS PRACTICING IN THE STATE OF ARIZONA.

Wm. 100 GRAHAM, 1 R.L.S. DATE DATE ARIZONA REGISTRATION No. 14/84

14184 WM. TOD GRAHAM L

roiect Manage Survey Crew

C.A.D. by: Checked by: T.Graham Contour Intervo

Scale: 1" = 100 roject Name File Name 105002.dwg Sheet:

Job No.: 105002

#### \*\*\* FINAL PLAT NOTES \*\*\*

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- 2. EACH OF THE LOTS SHOWN HEREON ARE SUBJECT TO COMPLIANCE WITH THE CONYANNIS, CONDITIONS AND RESIDENCINES FOR FORTHLES SHOTL MUST ONE. AMENDED AS RECORDED IN BOOK 1156, OFFICIAL RECORD, PAGE 820 OF YAMPAN COUNTY RECORDS, AND AS MEMBED. THE FULL MIDIO ENVELORES SHOWN HEREON, AND ALL APPLICABLE CODES, REQUILATIONS AND CONDITIONS OF APPROVAL BY THE CITY OF SEDONA AND VALVAPAL COUNTY.
- ALL CONSTRUCTION, BUILDINGS AND IMPROVEMENTS, EXCEPT DRIVEWAYS AND ACCESSORIES THERETO, SHALL BE CONFINED TO THE LIMITS OF THE BUILDING ENVELOPES PLATTED HEREON, ALL AREA OF EACH LOT LYING OUTSIDE OF SAID BUILDING ENVELOPES SHALL REMAIN UNDISTURBED.
- 4. LOT CORNERS SHALL BE SET WITHIN 120 DAYS OF APPROVAL AND RECORDING OF THIS FINAL PLAT, AND WILL BE WOULDENTED WITH M" REBAR WITH CAPS STAMPED "LS 14184" WHEN POSSIBLE. OTHER APPROPRIATE MONUMENT WILL BE PLACED AS CONDITIONS PERMIT.
- 5. ALL STREETS PLATTED HEREON ARE PRIVATE AND SHALL NOT BE MAINTAINED BY THE CITY OF SEDONA.
- 6. ALL LOT AND TRACT AREAS SHOWN, HEREON ARE APPROXIMATE
- 7. ALL BUILDING SETBACKS ARE 30 FEET.

8. IT SHALL BE THE RESPONDED TO THE DEVELOPER TO CONTACT THE CITY EXPONENT AT THE END OF ONE THAN FINAL THAT SUBMITTAL TO OBE IN THE END OF ONE THAN FINAL THAT SUBMITTAL TO OBE IN THE END OF ONE THAT THE END OF ONE OF O

#### \*\*\* DRAINAGE EASEMENT & MAINTENANCE NOTES \*\*\*

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- 2. THESE WATERCOURSES MIL REQUIRE PERIODIC MAINTENANCE TO CONVEY ON-SIT AND OFF-SITE DISCHARGES. PERIODIC MAINTENANCE MIL CONSIST OF THE REMOVAL OF EARTH AND/OR KEGTATIME MATERIAL THAT HAS BUILT UP SINCE THE ORIGINAL APPROVAL OF THE FINAL PLAT OF THIS SUBDIVISION IF THE DRAINAGE ASSEMENTS ARE NOT ADEQUATELY MAINTAINED, THE CITY OF SEDONA OR "THE ASSOCIATION" WILL NOT BE RESPONSIBLE OR LUBBLE FOR ANY DAMAGE. HOWEVER, IT HAS THE AUTHORITY TO ENTER ONTO THE SITE AND MAINTAIN THE DRAINAGE EASEMENTS AT THE EXPRESS OF THE PROPERTY OWNERS. SHOULD COURT ACTION OF EXCESSARY TO COLLECT HESE EXPENSES, THE PROPERTY OWNER(S) SHALL BE RESPONSIBLE FOR ATTIONNEY'S FEES AND COURT COSTS INCURRED.
- 3. NO CHAIN-LINK, WOVEN WIRE OR BLOCK WALL FENCES ARE TO BE PLACED WITHIN THOSE AREAS NECESSARY TO CONVEY STORW RUNDFF FROW THE SUBDIVISION. NO STRUCTURE OF ANY KIND SHALL BE CONSTRUCTED OH ANY VEGETATION BE PLANTED NOR BE ALLOWED TO GROW WITHIN, ON ONE OVER MATERICORRESS WHICH ARE OUTSIDE THE BUILDING ENVELOPES THAT WOULD DESTRUCT OR DUERT THE FLOW OF STORM, WASTED.
- 4. NATURAL GROUND CONDITIONS MAY CONVEY FLOWS THROUGH THE INDIVIDUAL LOTS. CAUTION SHOULD BE EXERCISED IN SELECTING A BUILDING SITE. PROPERTY OWNERS MAY WISH TO CONTACT THE ENGINEER OF THE YAMPAI COUNTY FLOOD CONTROL DISTRICT FOR ADDITIONAL ADVISE.

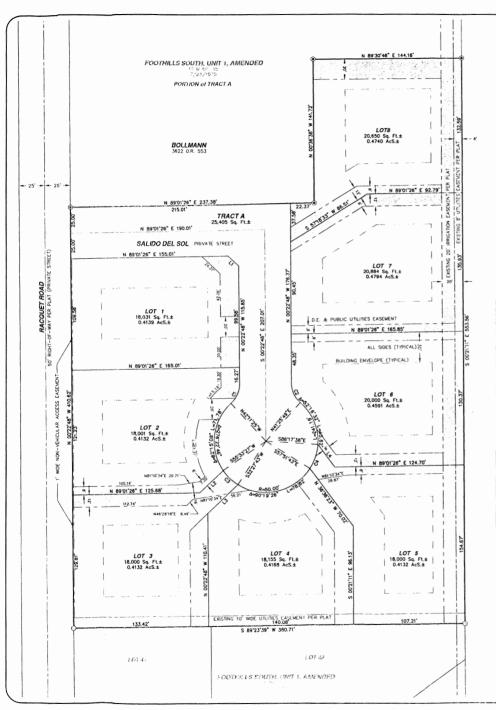
FEE No. 38 377.50 FILED AND RECORDED AT REQUEST OF LANDMARK ENGINEERING & SURVEYING Inc.

March 30, AD. 2005

AT 3:21 OCLOCK PM BOOK 53 of Maps + Plats

RECORDS OF YAVAPAI COUNTY ARIZONA Asia Mayroum-Trufillo

anthony J. Sanall.



53110

LANDMARK SEDONA
STORMAN STORMA

ENGINEERING & SURVEYING, INC. WWW. JAMES

FINAL PLAT of FOOTHILLS SOUTH, UNIT 4

a SUBDIVISION of a PORTION of TRACT A of FOOTHILLS SOUTH, UNIT ONE, AMENDED per PLAT RECORDED in BOOK 19, M.&P., PAGE 18, Y.C.R.O. LOCATED in the SE¼, Sec. 15, T.17N., R.5E., G.&S.R.M., YAVAPAI COUNTY, ARIZONA

> CITY of SEDONA SUB2001-2 & ZC2001-6 ORIGINAL ASSESSOR PARCEL # 408-11-243B

#### \*\*\* LEGEND \*\*\*

PREVIOUSLY SET %" RE-BAR W/ PLASTIC CAP "LS 14184"

PREVIOUSLY FOUND 16" RE-BAR W/ NO IDENTIFICATION

PLAT RECORDED IN BOOK 19, MAPS AND PLATS, PAGE 18, Y.C.R.O. DIMENSION PER DEED OF RECORD (3622 O.R. 553)

(PLAT) - DIMENSION PER PLAT OF "FOOTHILLS SOUTH, UNIT ONE, AMENUED" (19 M.&P. 18

O.R. - OFFICIAL RECORDS

CLASS II URAINAGE EASEMENT (D.E.) GREATED BY THIS PLAT UNLESS DIMENSIONED, THESE EASEMENTS ARE 18 FEET IN WIDTH AND PARALLEL TO THE RESPECTIVE PROPERTY LINES.



]	" LINE TABLE ""					
1	DISTANCE	BEARING	LINE			
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]	31.39'	N46'28'18"E	L2			
]	40.38	N46'28'18"E	L3			
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20.15	05'44"	50.00 23	C3			
24.81	25'55"	50.00 28	C4			



Project Manage T.Graham Survey Crew:

C.A.D. by: Checked by:

Scale: 1" = 30' Project Name 105002 File Name:

Sheet: Job No. 105002

TEE No. 3837750 LANDMARK ENGINEERING 4 SURVEYING Inc. March 30, AD. 2005 AT 3:21 OCLOCK OM 600x 53 of Marge + Olat

FAGE 10 RECORDS OF YAVAPAI COUNTY ARIZONA

Centhony J. Someth

# STEWART TITLE & TRUST OF PHOENIX

2015-0044276 QCD eRecorded in Yavapai County, AZ Page 1 of 3 Leslie M.\Hoffman Recorder 09/15/2015 04:52:49 PM STEWAR TITLE & TRUST - BILTMORE Fees: \$15.00

When Recorded, Return To:

Thomas J. Salerno, Esq.
Stinson Leonard Street, LLP
1850 N. Central Ave., Suite 2100
Phoenix, AZ 85004

### **QUIT CLAIM DEED**

Team Ventana, LLC, ("Grantor"), hereby quit claims to Elevations at Foothills South LLC. ("Grantee"), all right, title and interest in that certain real property situated in the County of Yavapai, State of Arizona, commonly referred to as 100 Racquet Road, Sedona, AZ 86336 (Assessor's Parcel Number: 408-11-243A) and further described as follows:

### SEE EXHIBIT "A" ATTACHED

Grantor does hereby convey, release, and quitclaim all of the Grantor's rights, title, and interest in and to the above-described property and premises to the Grantee, and to the Grantee's heirs and assigns forever, so that neither Grantor nor Grantor's heirs, legal representatives or assigns shall have claim or demand any right or title to the property, premises, or appurtenances, or any par thereof.

EXEMPT from the Affidavit of Value Requirements by virtue of A.R.S. § 11-1134(5)/ A5

Dated: September 15, 2015

Grantor:

Team Ventana, LLC, a Nevada limited liability company

By: Lawrence A. Eversull, Sr.

Its: Manager

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2015-0044276 QCD 09/15/2015 04:52:49 PM Page 2 of 3 **2** STATEOFARIZONA ) ss. County of Maricopa The foregoing Quit Claim Deed was acknowledged before me this 264 day of August, 2015, by Lawrence A. Eversull, Sr., Manager on behalf of Team Ventana, LLC, a Nevada limited liability company. My Commission Expires: FELICIA KAUFMAN Notary Public-Arizona Maricopa County Expires on 03/31/2016 Page 2 of 3

## Exhibit "A"

(Legal Description)

Tract "A" of the Foothills South, Unit One Amended, according to the plat of record in Book 19 of Maps, Pages 18-19, records of Yayapai County, Arizona located in the Southeast Quarter of Section 15, Township 17 North, Range 5 East of the Gila, Salt River Base and Meridian, Yavapai County, Arizona;

Excepting from said Tract "A" the following described portion thereof;

Beginning at a ½ inch rebar with no identification found at the Southeast corner of said Tract "A";

Thence South 89 degrees, 23 minutes, 39 seconds West (South 89 degrees, 18 minutes, 38 seconds West (record) a distance of 380.17 (381.20 record) feet to a ½ inch rebar with no identification found at the Southwest corner of said Tract "A".

Thence North 00 degrees, 22 minutes, 48 seconds West (North 00 degrees, 21 minutes, 00 seconds West record) a distance of 410.62 feet along the West line of said Tract "A";

Thence North 89 degrees, 01 minutes, 26 seconds East, a distance of 237.38 feet;

Thence North 00 degrees, 36 minutes, 38 seconds West, a distances of 141.72 feet;

Thence North 89 degrees, 30 minutes 46 seconds East, a distance of 144.16 feet to the East line of said Tract "A";

Thence South 00 degrees, 21 minutes, 11 seconds East (South 00 degrees, 21 minutes, 00 seconds East record) a distance of 553.56 feet to the Point of Beginning;

The Basis of Bearings for this descriptions is South 89 degrees, 39 minutes, 00 seconds East (per B.L.M. Plat) along the North line of the Northwest Quarter of Section 14, Township 17 North, Range 4 East as monumented by B.L.M. Brass capped pipes.

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